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FILED

January 13, 2010

clerk, U.S. BANKRUTCY COURT
EASTERN DISTRICT OF CALIFORNIA

0002344761

		,	0002344761	
1	WILLIAM G. MALCOLM, #129271	NHAS	<u> </u>	
2	KEVIN HAHN, #231579 MALCOLM ♦ CISNEROS, A Law Corporation			
3	2112 Business Center Drive, Second Floor Irvine, California 92612	FILED		
4	Phone: (949) 252-9400 Facsimile: (949) 252-1032	JAN 1 4 2010		
5	Attorneys for Movant	IMUTED OTATES DAVIDOR		
6		UNITED STATES BANKRUPTC EASTERN DISTRICT OF CALI	Y COURT IFORNIA	
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8	UNITED STATES BANKRUPTCY COURT			
9	EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION			
10	In re) Bankruptcy Case No. 07-20072		
11	\ \frac{1}{2}	• •	7-20072	
1	AERY UPTON,	Chapter 13		
12	Debtor.	ORDER APPROVING ST MODIFY AUTOMATIC		
13	{	CARRINGTON MORTG		
14	}	NEGOTIATE A POTENT MODIFICATION	TIAL LOAN	
15	}	MODIFICATION		
16	}			
17	ORDER ON STIPULATION TO MODIFY THE AUTOMATIC STAY			
18	The Court having read the various pleadings, documents and proceedings herein and			
19	proper service having been made, and having found cause to modify the automatic stay based on the			
20	stipulation of the Parties, hereby makes its Order as follows:			
21	IT IS HEREBY ORDERED that in regard to the real property located at 165 Copper			
22	Way, Vallejo, CA 94589 the automatic stay is modified to permit CARRINGTON MORTGAGE			
23	SERVICES to negotiate a potential loan modification.			
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25	///			

ORDER TERMINATING STAY CAP\CMS\52643

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DATED: JAN

JAN 13 2010

THE HONORABLE ROBERT S. BARDWIL

United States Bankruptcy Judge

ORDER TERMINATING STAY CAP\CMS\52643

- ORDER TO MODIFY AUTOMATIC STAY TO ALLOW CARRINGOTN MORTGAGE TO NEGOTIATE A POTENTIAL LOAN MODIFICIATION

on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at Irvine, California, addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury that the foregoing is true and correct. Executed on January 13, 2010, at Irvine, California.

/s/ Claudia Alvarez Perez CLAUDIA ALVAREZ PEREZ

SERVICE LIST

2	AERY J. UPTON CASE NO. 07-20072		
3	DERTOR.		
4 5	DEBTOR: AERY J. UPTON 165 Copper Way Vallejo, CA 94589		
6	DEBTORS' ATTORNEY:		
7	W. Scott De Bie 1107 2 nd Street, #220 Sacramento, CA 95814		
8	CHAPTER 13 TRUSTEE:		
9	Lawrence J. Loheit P.O. Box 1858		
10	Sacramento, CA 95812-1858		
11	OFFICE OF THE U.S. TRUSTEE: Office of the U.S. Trustee		
12	2500 Tulare Street, Suite 1401 Fresno, CA 93721		
13	Tresho, CA 75721		
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1 2 3 **DEBTOR:** AERY J. UPTON 165 Copper Way Vallejo, CA 94589 4 5 **DEBTORS' ATTORNEY:** W. Scott De Bie 1107 2nd Street, #220 6 7 Sacramento, CA 95814 8 **CHAPTER 13 TRUSTEE:** Lawrence J. Loheit 9 P.O. Box 1858 Sacramento, CA 95812-1858 10 **OFFICE OF THE U.S. TRUSTEE:** 11 Office of the U.S. Trustee 2500 Tulare Street, Suite 1401 12 Fresno, CA 93721 13 **ATTORNEY FOR MOVANT:** MALCOLM ♦ CISNEROS 14 A Law Corporation 2112 Business Center Drive Second Floor 15 Irvine, CA 92612 16 17 18 19 20 21

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SERVICE LIST

AERY J. UPTON CASE NO. 07-20072